

prepared by the
Crown Land Classification Committee

MANIT**BA**

**APPROVED BY
PROVINCIAL LAND
USE COMMITTEE**

OCTOBER 15, 1982

CROWN LAND USE
CLASSIFICATION PLAN
for
**CYPRESS
PLANNING DISTRICT**

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RECORD OF CHANGE

CROWN LAND USE CLASSIFICATION PLAN
FOR
CYPRESS PLANNING DISTRICT

I. INTRODUCTION

The actual management and administration of Crown land is split between two Departments of government, the Departments of Natural Resources and of Agriculture. The Agricultural Crown Lands Branch has been assigned the functions and related administration pertaining to the issuance of agricultural leases and permits of occupation or use of those Crown lands which are designated by the Minister of Natural Resources as:

- 1) primarily agricultural lands, and
- 2) designated as multiple use lands which may only be used for agricultural purposes on an interim or secondary use basis, subject to specific conditions and covenants required by other resource users.

The principle responsibility for Crown land remains with the Department of Natural Resources, which administers the Crown Lands Act excepting those specific sections under the responsibility of the Minister of Agriculture.

The classifying to use of Crown land in Agro-Manitoba is the responsibility of the Crown Land Classification Committee (CLCC). This is an inter-departmental group with representation from the Departments of Agriculture, Natural Resources and Municipal Affairs. The CLCC reports to and receives its direction from the Provincial Land Use Committee of Cabinet.

The Crown land use classification plan to be discussed and presented in this report is the end result of the integration of the Crown land classification map prepared by the CLCC and the various requirements for management and administration of the Departments of Natural Resources and Agriculture.

The Crown land classification plan applies only to Crown land, the jurisdiction of which remains the responsibility of the Manitoba Government.

II. ADMINISTRATION

This plan is prepared by the Crown Land Classification Committee. The land use, as per the plan, is administered by the Department of Agriculture, Agricultural Crown Lands Branch, and the Department of Natural Resources, Lands Branch.

The Crown Land Classification shall consult with the municipality(ies) and/or the planning district board when amendments to the plan are being considered. Crown lands which may be designated in the future by Order-in-Council to Provincial Park, Provincial Forest, Wildlife Management Area, Community Pasture, etc. constitute an amendment to the plan, an consultation with the local planning authority is required. All amendments to the plan will be presented to the Provincial Land Use Committee.

III. GENERAL LAND USE CONSIDERATIONS

There are a number of basic concepts, principles and guidelines which must be considered in classifying the use of Crown lands. These considerations influence the ultimate use, intensity of use and management of Crown land. Specifically:

- A) Crown land classification is guided by provincial land use policies with management of Crown lands carried out in accordance with Provincial Acts and Regulations.
- B) Where there has been significant public or private investment, affected Crown land will be managed to the best advantage of the use for which the investment was made.
- C) Normal management practices on all Crown land shall include:
 - 1) the application of multiple land use principles,
 - 2) the protection and improvement of the land's long term productive capacity,
 - 3) the minimization of erosion and other destructive processes, and
 - 4) the utilization of the land consistent with its inherent capabilities with due consideration given to intensive management.
- D) For Crown lands under agricultural lease the following applies:
 - 1) the right of public access shall be in accordance with such acts, regulations and contracts that are in place from time to time,
 - 2) access is guaranteed to quarry lease operations subject to compensation being negotiated relative to loss of privately owned improvements,
 - 3) the right of the Province to enter a leased area and to withdraw lease rights on lands for utility rights-of-way, is guaranteed,
 - 4) lands having greater than 9% slope must be maintained in native cover or permanent forage,
 - 5) a buffer strip of woody vegetation not less than 45 meters (150 feet) in width must be retained within 91 meters (300 feet) of all municipal and provincial roads,
 - 6) a buffer strip of natural vegetation from 45 to 91 meters (150 to 300 feet) wide must be left adjacent to all water courses and permanent water bodies,
 - 7) no wetland shall be drained or filled without approval,
 - 8) topsoil and leaf mat shall not be removed,
 - 9) all grazing land must be fenced. Strips of 15 meters (50 feet) in width per lease can be cleared for fencelines, and
 - 10) merchantable timber is subject to stumpage rates if it is marketable.
- E) Survey monuments defining Township, Section and Quarter Section corners shall not be destroyed.
- F) In general, non-conforming uses on Crown land will be allowed to continue until the existing commitment expires or a suitable alternative site for the use can be found.

- G) The Crown land plan is limited, in general, to the classification of the surface use of the land. Nothing in the classification, except where indicated in the plan will preclude or limit future mineral extraction from Crown lands where approved by the Provincial Government.
- H) Sites, structures and areas of historical, architectural and/or archaeological significance exist on Crown land and should be identified. Those that are identified shall be protected from uses and activities that would endanger them until such time as appropriate measures (mitigative, retention etc.) are determined.
- I) The plan does not restrict the Province from entering or withdrawing Crown lands for utility rights-of-way, highways, roads, drains, etc. subject to normal clearance and approval procedures.

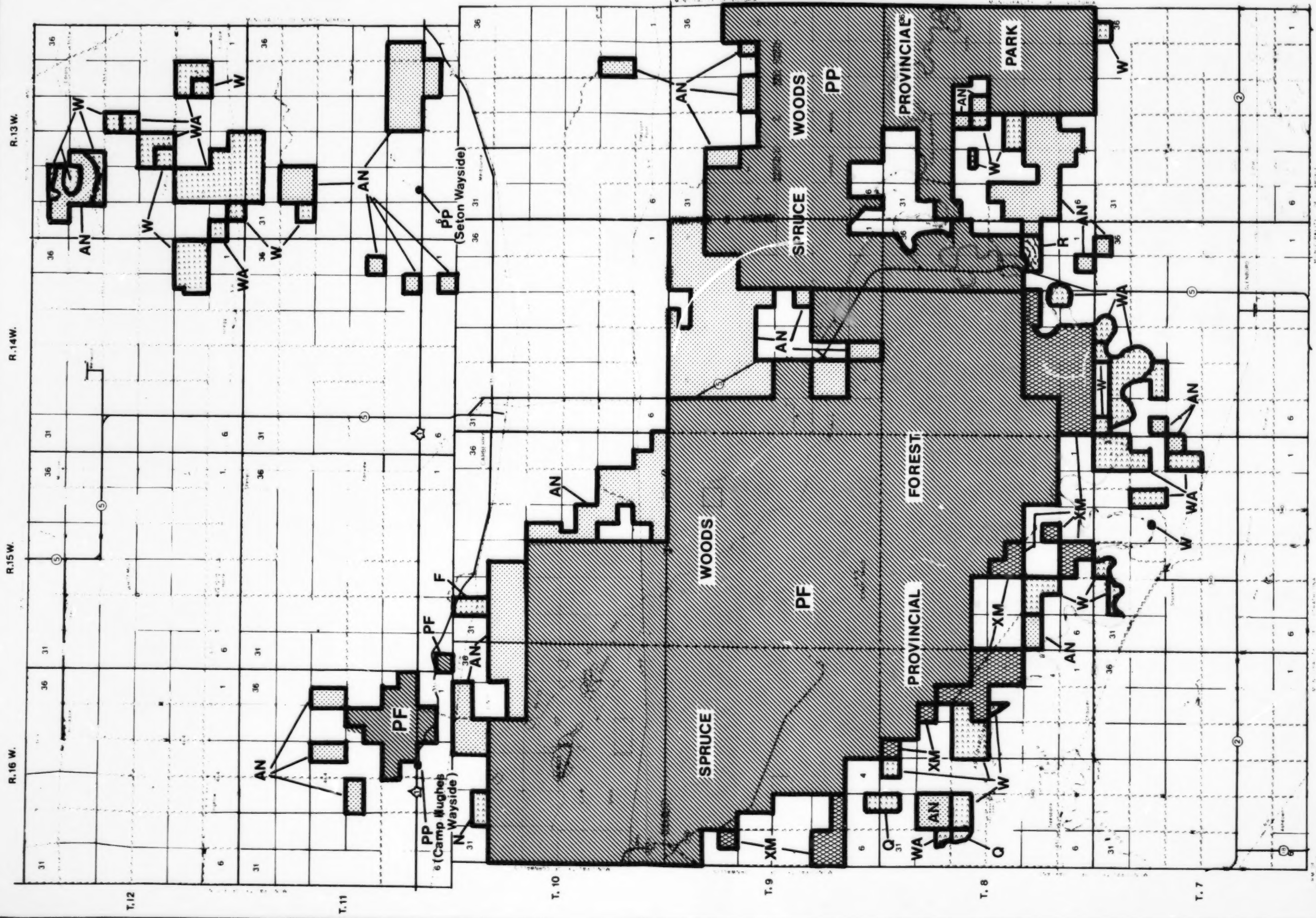
IV. OVERVIEW

Crown land occupies approximately 777 square kilometres (300 square miles) or 33 percent of the Planning District. Of the Crown land, approximately 74 percent has been designated by Provincial Order-in-Council as Provincial Park and Forest. The balance has not been designated by order-in-council but is presently being used or classified for agriculture, wildlife, recreation, forestry, historic and other special uses.

ORDER-IN-COUNCIL

It has been recognized by the Province of Manitoba that certain suitable Crown land areas must be designated for long term allocation. This is achieved by the passing of orders-in-council which designate certain Crown lands to specific uses.

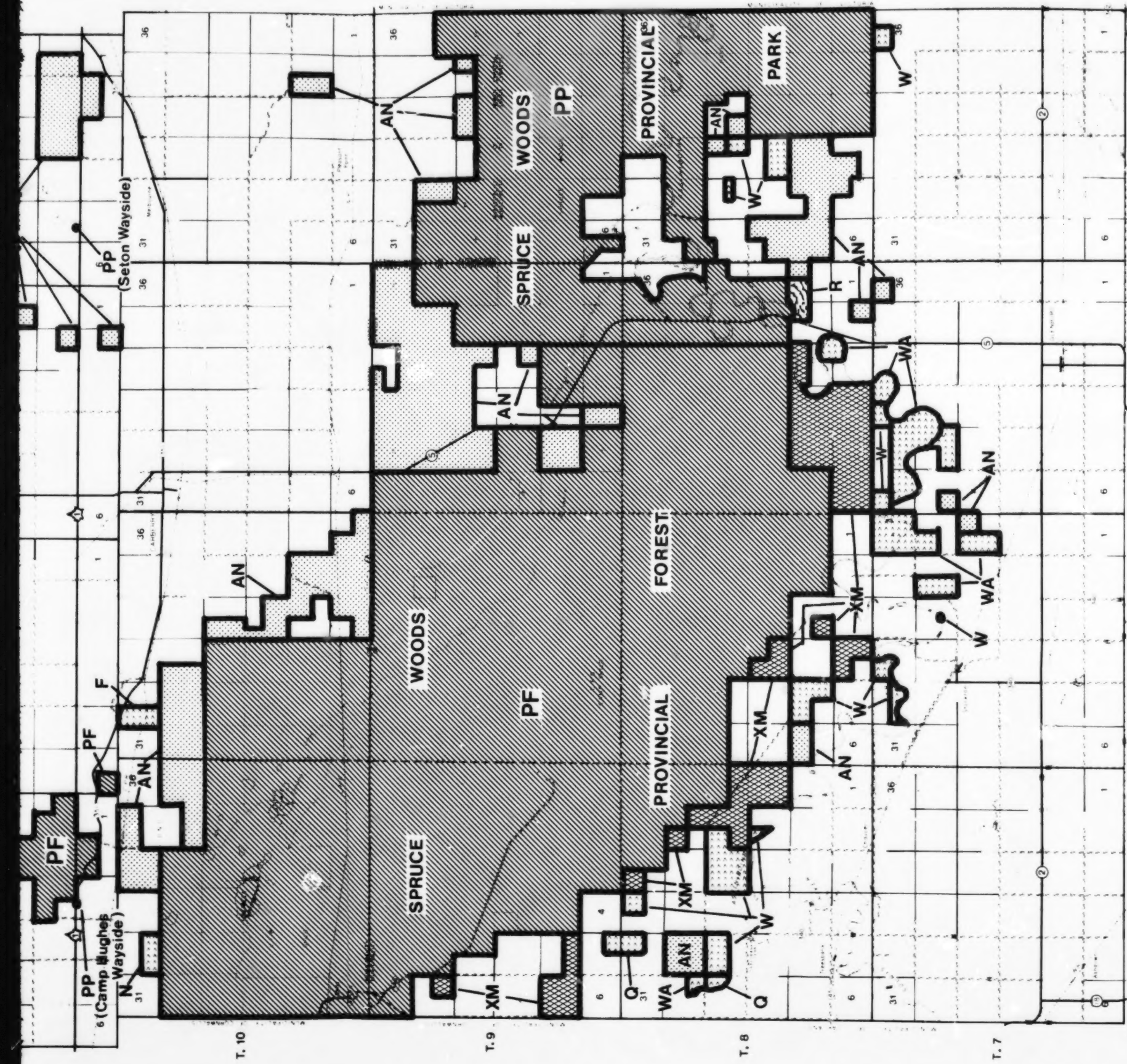
In the Cypress Planning District there are four such Order-in-Council designations: the Spruce Woods Provincial Forest, Spruce Woods Provincial Park and two Wayside Parks, Seton and Camp Hughes.



MAP No.1
CROWN LAND CLASSIFICATION PLAN
 (OCTOBER 15, 1982)



PP PROVINCIAL PARKS



MAP No. 1
CROWN LAND CLASSIFICATION PLAN
(OCTOBER 15, 1982)



- PP... PROVINCIAL PARKS:
- PF... PROVINCIAL FORESTS:
- AN... AGRICULTURE — NATIVE ENVIRONMENT LANDS
CO-MAJOR:
- W... WILDLIFE:
- WA... WILDLIFE DOMINANT — AGRICULTURE MINOR
- F... FORESTRY:
- N... NATURAL LANDS:
- Q... UNIQUE — RARE SITES:
- R... OUTDOOR RECREATION:
- XM... OTHER MISCELLANEOUS USE:

REVISED	-----



V. CROWN LAND USE CLASSIFICATION

There are 10 basic categories delineated in this classification plan (Map 1). They are:

- A) Provincial Forest
- B) Provincial Park
- C) Agriculture - Native Environment Lands Co-Major
- D) Wildlife Dominant - Agriculture Minor
- E) Wildlife
- F) Forestry
- G) Natural Lands
- H) Outdoor Recreation
- I) Unique - Rare Sites
- J) Miscellaneous Use - Military Reserve

The classification on the Crown Land Classification Plan and the associated guidelines only apply to the Crown land. The location in general of the Crown land in the Planning District as of January 8, 1982 is shown on Map 2.

A. Provincial Forests: Classification PF - as shown on the Crown Land Classification Plan - Map 1

PRESENT CONDITION:

The Spruce Woods Provincial Forest occupies an area of about 52970 hectares (130,900 acres) of which 11780 hectares (29,100 acres) is also designated as a Provincial Park of the same name and about 32,370 hectares (80,000 acres) of the Provincial Forest is included in Camp Shilo Military Reserve. The Spruce Woods Provincial Forest was originally set aside as a timber reserve in 1895 which was closed to settlement. In 1906, the Parliament of Canada passed the Forest Reserve Act and Spruce Woods was formally established as a Timber Reserve. On July 15, 1930 jurisdiction for natural resources was transferred to the Provincial Government, who maintained the area for forestry and in 1964 adopted the new name of Provincial Forest for all such areas.

CONCERNS-OBJECTIVES:

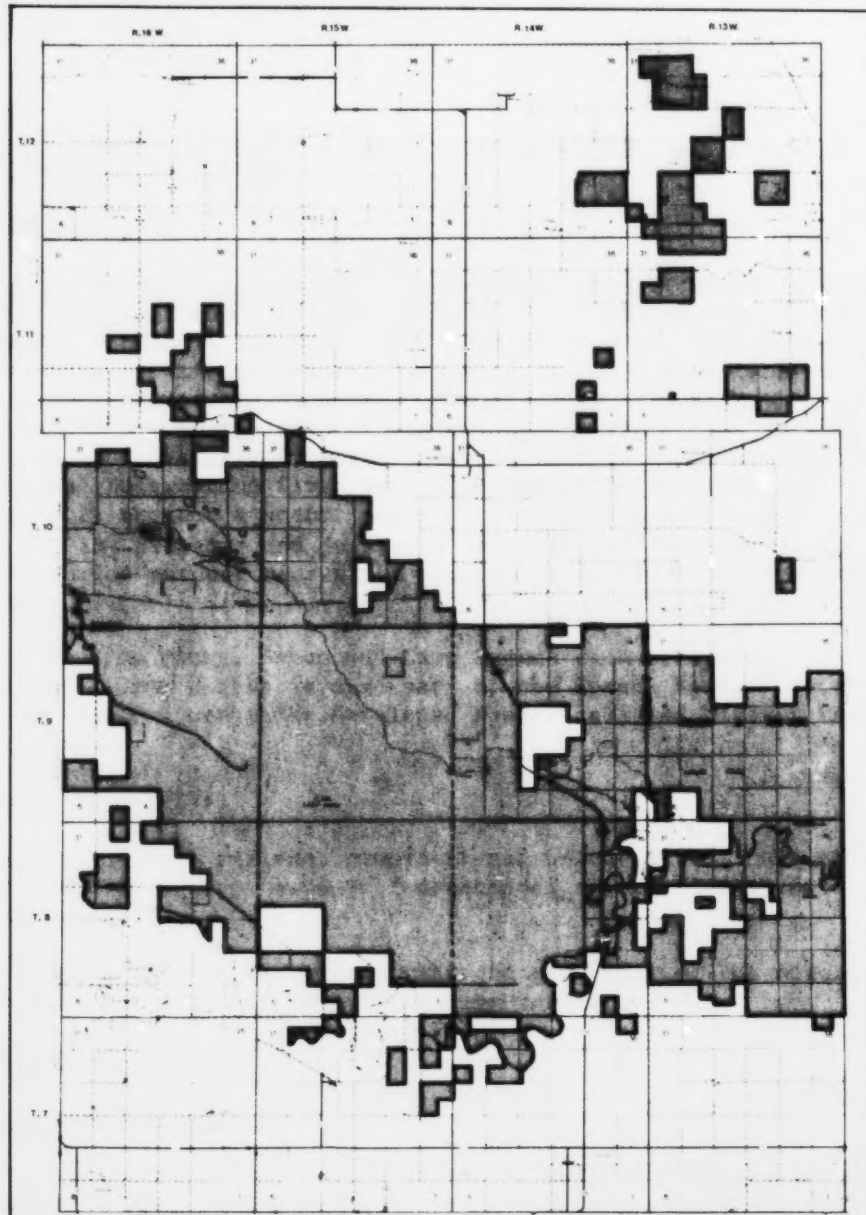
To conserve fragile areas through the maintenance and management of forestry resources and provide forestry products to meet local and regional needs and demands.

POLICIES/GUIDELINES:

1. Provincial Forests - PF

The management of the Provincial Forest is the responsibility of the Forestry Branch, Department of Natural Resources. Specific management aims may change over time, however, in general, the following apply:

- 1a) The Province of Manitoba will maintain the Provincial Forest.
- 1b) Management shall encourage a multiple use concept which considers all aspects of modern resources management.
- 1c) Forestry activity such as fire protection, road building, re-forestation, harvesting, etc. will be conducted in a manner that ensures maximum protection and enhancement of all resources and aesthetics for the area in which the activity is occurring.
- 1d) Special attention will be given to cutting practices around lakes, along rivers and streams, public access corridors, etc.
- 1e) Afforestation will also be considered for lands which do not now carry forest cover but could, including fragile lands.



MAP No. 2
CROWN LAND
(JANUARY 8, 1982)



- 2b) To provide sufficient area to adequately serve the faunal species associated with the Assiniboine Delta Region, those present and others which could be re-introduced.
- 2c) To provide sufficient area to re-establish and retain the primitive character of the area as it would have been found prior to settlement.
- 2d) To provide interpretive programs which enrich the park visitor's experience and aids in preservation of the park's qualities.
- 2e) To provide a range of outdoor recreation opportunities consistent with park objectives.
- 2f) To manage the park resources consistent with park objectives and to allow exploitation where compatible.

The management and operation of the Seton and Camp Hughes Waysides is the Responsibility of the Parks Branch, Department of Natural Resources. The management of these two areas shall be guided by the following:

- 2g) The Province of Manitoba will maintain these special use parks for the purpose of providing highway roadside picnic stops for the travelling public.

B. Provincial Park: Classification PP: as shown on the Crown Land Classification Plan - Map 1

PRESENT CONDITION:

The Spruce Woods Provincial Park occupies an area of about 15,459 hectares (38,200 acres) of which 11,776 hectares (29,100 acres) is also designated as Provincial Forest of the same name. Established in 1970, Spruce Woods was designated a Provincial Natural Park with the objective of preserving the natural heritage of the Province. Specifically, the area was designated to (1) preserve one of the natural regions of the Province, 'an area with its origin as a glacial river, sands later blown into dunes and its assemblage of rare and interesting flora and fauna unique to Manitoba and rare in Canada,' (2) protect a scenic and unique area with the intent to interpret the park, (3) preserve and interpret the cultural features in the park and (4) to provide outdoor recreation opportunities which are compatible with the above.

The two Wayside Parks, Seton and Camp Hughes each occupy an area of about five acres. Camp Hughes is also part of the Spruce Woods Provincial Forest. These are special use parks developed specifically as highway roadside picnic stops.

CONCERNS/OBJECTIVES:

To preserve natural regions, scenic areas, unique sites, cultural heritage features and to provide outdoor recreational opportunities which are compatible.

To provide facilities for convenience and enjoyment of the motoring public and rest stops for the travelling tourist.

POLICIES/GUIDELINES:

2. Provincial Parks - PP

The management and operation of the Spruce Woods Provincial Park is the responsibility of the Parks Branch, Department of Natural Resources. The management of this area will be consistent with a Master Plan for the Park, to be prepared in the future.

However, in general, the following objectives/guidelines shall apply:²

- 2a) To provide sufficient area to adequately represent and protect the various landforms, vegetative and scenic features which characterize the Assiniboine Delta Region.

¹ Wilson, R. and W. Schick, 1979. An assessment of recreation and open space issues in The Cypress Planning District. Parks Branch, Department of Natural Resources, page 6.

² Ibid: Page 7

- 2b) To provide sufficient area to adequately serve the faunal species associated with the Assiniboine Delta Region, those present and others which could be re-introduced.
- 2c) To provide sufficient area to re-establish and retain the primitive character of the area as it would have been found prior to settlement.
- 2d) To provide interpretive programs which enrich the park visitor's experience and aids in preservation of the park's qualities.
- 2e) To provide a range of outdoor recreation opportunities consistent with park objectives.
- 2f) To manage the park resources consistent with park objectives and to allow exploitation where compatible.

The management and operation of the Seton and Camp Hughes Waysides is the Responsibility of the Parks Branch, Department of Natural Resources. The management of these two areas shall be guided by the following:

- 2g) The Province of Manitoba will maintain these special use parks for the purpose of providing highway roadside picnic stops for the travelling public.

OTHER ORDER-IN-COUNCIL AREAS

There is another order-in-council area located in the Planning District. This is the Spruce Woods Wildlife Refuge. Already designated the Spruce Woods Provincial Forest, the Refuge was established in 1911 as a Game Reserve. In 1963 the name was changed to the present title. Presently, no one is allowed to hunt, discharge a firearm, carry or have in possession a loaded firearm or trap within the Refuge.

C. Agriculture - Native Environment Lands Co-Major: Classification AN - as shown on the Crown Land Classification Plan - Map 1

PRESENT CONDITION:

Of the Crown land available in the Planning District which is not presently designated by Order-in-Council, 55% or about 10,100 hectares (25,000 acres) of Crown land have been classified for agricultural and natural resource use.

CONCERNS/OBJECTIVES:

In recognition of the competing demands for and the importance of the integration of agricultural and resource demands within the Planning District, suitable areas must be delineated for the mutual benefit of agriculture and natural resources.

POLICIES/GUIDELINES:

3. Agriculture - Native Environment Lands Co-Major - AN

To integrate agricultural and natural resource production, protection, and utilization in a mutually compatible manner, the following apply:

- 3a) These areas are available for agricultural use, however, management, use and intensity of use will be in keeping with the interests of agriculture and natural resources. Management will be the joint responsibility of the two Departments.
- 3b) Administration of agricultural leases is the responsibility of the Agricultural Crown Lands Branch.
- 3c) Depending on the particular quarter section, hay, grazing or some cultivation may be allowed. All are available for long term commitment to agriculture. However, no development is allowed, excepting improvement of 'go-back' or existing fields. This will protect existing native vegetation for a number of purposes.
- 3d) Other general land uses of the Crown land may be permitted if compatible with the basic intent of the classification.

D. Wildlife Dominant - Agriculture Minor: Classification WA As Shown on
The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

Of the available Crown land outside of order-in-council areas, about 16 percent of the Crown land has been classified for wildlife and agriculture.

CONCERNS/OBJECTIVES:

In recognition of the importance of wildlife, the basic inherent land capabilities and the need for diversity in the environment, areas must be delineated which have an emphasis toward wildlife and native lands but which allow some agricultural use.

Some of these lands may be considered for official designation through order-in-council as Wildlife Management Areas. However, most of these existing policies and guidelines as described would still continue for these lands.

POLICIES/GUIDELINES:

4. Wildlife Dominant - Agriculture Minor - WA

To protect wildlife habitat and populations but allowing for some agricultural use, the following apply:

- 4a) All of these lands are available for some agricultural use. Depending on the particular quarter, hay, grazing or some cultivation may be allowed.
- 4b) The specific use is generally the responsibility of the Department of Natural Resources, however, administration of the allowed agricultural use remains the responsibility of the Department of Agriculture.
- 4c) In all cases no new development or clearing is allowed. These lands are not available for long term commitment to secondary uses (agriculture, forestry, etc.) because of the importance to wildlife, as such natural vegetation will be protected, however, habitat improvement is not excluded.
- 4d) Other general land uses will be restricted to those which are supportive and compatible with the intent of this classification. For example, these lands are available for hiking, cross country skiing, bird watching, nature photography, berry and mushroom picking, etc.

E. Wildlife: Classification W - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

In addition to the areas delineated for wildlife and limited agricultural, about 11% of the Crown land outside of order-in-council areas have been classified for the protection of wildlife.

CONCERNS/OBJECTIVES:

Wildlife populations in southern Manitoba are under continuous and increasing pressure from competing land uses which reduce the availability of habitat. There is a desire to maintain and increase habitat wherever possible.

Some of these lands may be considered for official designation through orders-in-council as Wildlife Management Areas. However, existing policies and guidelines as described would still continue for these lands.

POLICIES/GUIDELINES:

5. Wildlife - W

Management of these Crown lands will be the responsibility of the Department of Natural Resources. Specific management and administrative aims may change over time, however, in general, the following apply:

- 5a) In general, these lands are not available for development because of their importance as habitat. These areas are to remain as they occur in nature, though habitat improvement is not excluded.
- 5b) These lands may be available for haying, if the use does not interfere with the wildlife objectives for any particular parcel. Approval of any agricultural use will be at the discretion of the Wildlife Branch. Other non intensive agricultural uses may be allowed if approved by the Wildlife Branch, e.g., bee keeping.
- 5c) Other general land uses will be restricted to those which are supportive and compatible with the intent of the classification. For example, these lands are available for hiking, cross country skiing, bird watching, nature photography, berry and mushroom picking, etc.

F. Forestry: Classification F - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION:

There is only one parcel of Crown land, the W $\frac{1}{2}$ 32-10-15W which is classified for exclusive forestry use. This area is a forestry plantation site.

CONCERNS/OBJECTIVES:

To protect existing forestry investments which occur outside designated Provincial Forests.

This parcel may be considered for official designation through order-in-council as a provincial forest. If and when this parcel is designated, the policies/guidelines as established for Spruce Woods Provincial Forest would apply.

POLICIES/GUIDELINES:

6. Forestry - F

The following shall apply:

- 6a) Administration and management of the delineated area is the responsibility of the Department of Natural Resources, Lands Branch and Forestry Branch.
- 6b) No development or agricultural use will be allowed.
- 6c) Other uses will be restricted.

G. Natural Lands: Classification N - As Shown on The Crown Land
Classification Plan - Map 1

PRESENT CONDITION:

There is one parcel of Crown land, S $\frac{1}{2}$ 32-10-16W which has been classified as natural land. Ecologically the parcel is a Fen - a peat-covered or peat filled area with a high water table which is usually at the surface. The peat is not of commercial value at this time.

CONCERNS/OBJECTIVES:

To protect from use an ecologically sensitive area from detrimental land uses.

POLICIES/GUIDELIENS:

7. Natural Lands - N

The following shall apply:

- 7a) The area will be kept from development and long term commitment to secondary uses (agriculture-forestry). As such, the area will remain as it occurs in nature.
- 7b) No development or agricultural use will be allowed at this time.
- 7c) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

H. Outdoor Recreation: Classification R - as shown on the Crown Land Classification Plan - Map 1

PRESENT CONDITIONS:

There are two part quarter sections which have been classified for outdoor recreation. Located adjacent to Spruce Woods Provincial Park, along its southern border, these parcels have been reserved by Parks Branch.

CONCERNS/OBJECTIVES:

To protect for recreational-preservational purposes suitable Crown land.

These lands may be considered for official designation through order-in-council as Provincial Park. If and when these parcels are designated, the policies/guidelines as established for the Spruce Woods Provincial Park would apply.

POLICIES/GUIDELINES:

8. Outdoor Recreation - R

The following shall apply:

- 8a) Administration and management of the classified area is the responsibility of the Department of Natural Resources, in particular, the Parks Branch.
- 8b) The area will be kept from development and long term commitment to secondary uses, as such, the area will remain as it occurs in nature. However, particular recreational developments are not excluded.
- 8c) No development will be allowed at this time.
- 8d) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

I. Unique - Rare Sites: Classification Q - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITIONS:

The NE 19-08-16W, east of the Assiniboine River was acquired by the Province in 1974, because of its historic and wildlife values. Brandon House 1 and several fur trade posts are believed to be located here. Excavation of this site is presently being considered. This parcel is also being considered for official designation through order-in-council as a Wildlife Management Area.

The NE 32-08-16W and SE 05-09-16W was purchased by the Province in 1975, because of its historic value. This half section contains the yardsite of the Criddle family. Percy Criddle is a famed early settler, meteorologist and naturalist.

CONCERNS/OBJECTIVES:

To identify sites, structures and areas having historical, architectural and archaeological significance and to preserve and protect these sites and structures from uses of activities that would endanger them.

To identify and protect sites acquired because of their wildlife, recreational, and historic value.

POLICIES/GUIDELINES:

9. Unique Rare Sites - Q

The following shall apply:

- 9a) Administration of the area is the responsibility of the Department of Natural Resources, Lands Branch. Management of the site will be joint responsibility of the Historic Resources Branch, Wildlife Branch and Parks Branch.
- 9b) These sites shall be protected from uses and activities that would endanger their historic value, subject to further review to maintain such protected status, delineation of the protected areas, and identification of allowable secondary uses.
- 9c) Where a use conflict is identified, the proponent may be required to inventory the historic resources (in an area of high historic resource potential) and/or undertake appropriate mitigative measures to ensure protection and preservation of these historic resources.

J. Other Miscellaneous Use - Classification XM - as shown on the Crown
Land Classification Plan - Map 1

PRESENT CONDITION:

In addition to the Military Reserve, Camp Shilo, within the Spruce Woods Provincial Forest, a number of Crown land parcels have been leased to the Federal Government for military purposes. These additional sites are part of the Camp Shilo Military Reserve but differ in that they are not also part of the Forest Reserve. The area so classified represents about 16% of the Crown land outside of Order-in-Council areas.

CONCERNS/OBJECTIVES:

To protect and identify the existing commitment made to the Federal Government of Canada.

POLICIES/GUIDELINES:

10. Other Miscellaneous Use - XM

The following shall apply:

- 10a) The Crown lands leased to the Federal Government shall be protected from all other uses in accordance with the agreement leasing the lands to the Federal Government.

VI. OTHER CONSIDERATIONS

The Crown land plan identified the major classifications for Crown land. There are and will be other site specific uses which are not indicated in the Plan. Recognition of this fact is important as some specific locations, for example, residences, may not be indicated but are nonetheless protected by the very nature of the legal commitment to individuals through the leasing and permitting process of Crown lands.

All site specific uses, that is, most land uses occurring on Crown land utilizing less than 16 hectares (40 acres) which are not shown in the plan are listed in Appendix 1.

Additionally, there is the consideration of changes in ownership. From time to time there may be changes in the ownership of Crown land. It is evident that such changes will have an impact on any development scheme or plan. While existing consultative procedures ensure conformance with development plans, appropriate review and consideration of the Crown land classification is important if not essential.

APPENDICES

Appendix 1. Site Specific Crown Land Classifications, March 29, 1982

Location	Size	Use	Classification
1. Pt. SE LS 2, 36-07-15W	2 ha (5 acres)	Agric.- Operation	Agriculture Miscellaneous

Record of Change

